

Column A Approved Critical Uses	Column B Approved Critical User and Location of Use	Column C Limiting Critical Conditions that exist, or that the approved critical user reasonably expects could arise without methyl bromide fumigation:
Strawberry Nurseries .....	(a) California growers .....	Moderate to severe soilborne disease infestation. Moderate to severe yellow or purple nutsedge infestation. Moderate to severe nematode infestation. Moderate to severe black root rot. Moderate to severe root-knot nematode infestation. Moderate to severe yellow and purple nutsedge infestation.
Sweet Potato Slips .....	California growers .....	Local township limits prohibiting 1,3-dichloropropene. Moderate to severe yellow or purple nutsedge infestation.
Tomatoes .....	(a) Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia growers.  (b) Maryland growers .....	Moderate to severe soilborne disease infestation. Moderate to severe nematode infestation. Restrictions on alternatives due to karst topographical features and, in Florida, soils not supporting seepage irrigation. Moderate to severe fungal pathogen infestation.

**POST-HARVEST USES**

Food Processing .....	(a) Rice millers in the U.S. who are members of the USA Rice Millers Association.  (b) Pet food manufacturing facilities in the U.S. who are members of the Pet Food Institute.  (c) Members of the North American Millers' Association in the U.S.  (d) Members of the National Pest Management Association treating processed food, cheese, herbs and spices, and spaces and equipment in associated processing and storage facilities.	Moderate to severe beetle, weevil, or moth infestation. Presence of sensitive electronic equipment subject to corrosion. Time to transition to an alternative. Moderate to severe beetle, moth, or cockroach infestation. Presence of sensitive electronic equipment subject to corrosion. Time to transition to an alternative. Moderate to severe beetle infestation. Presence of sensitive electronic equipment subject to corrosion. Time to transition to an alternative. Moderate to severe beetle or moth infestation. Presence of sensitive electronic equipment subject to corrosion. Time to transition to an alternative.
Commodities .....	California entities storing walnuts, beans, dried plums, figs, raisins, and dates (in Riverside county only) in California.	Rapid fumigation required to meet a critical market window, such as during the holiday season.
Dry Cured Pork Products .....	Members of the National Country Ham Association and the Association of Meat Processors, Nahunta Pork Center (North Carolina), and Gwaltney and Smithfield Inc..	Red legged ham beetle infestation. Cheese/ham skipper infestation. Dermestid beetle infestation. Ham mite infestation.

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**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**44 CFR Part 65**

[Docket ID FEMA-2011-0002; Internal Agency Docket No. FEMA-B-1219]

**Changes in Flood Elevation Determinations**

**AGENCY:** Federal Emergency Management Agency, DHS.  
**ACTION:** Interim rule.

**SUMMARY:** This interim rule lists communities where modification of the Base (1% annual-chance) Flood Elevations (BFEs) is appropriate because of new scientific or technical data. New flood insurance premium rates will be calculated from the modified BFEs for new buildings and their contents.

**DATES:** These modified BFEs are currently in effect on the dates listed in the table below and revise the Flood Insurance Rate Maps (FIRMs) in effect prior to this determination for the listed communities.

From the date of the second publication of these changes in a newspaper of local circulation, any person has ninety (90) days in which to request through the community that the Deputy Federal Insurance and Mitigation Administrator reconsider the

changes. The modified BFEs may be changed during the 90-day period.

**ADDRESSES:** The modified BFEs for each community are available for inspection at the office of the Chief Executive Officer of each community. The respective addresses are listed in the table below.

**FOR FURTHER INFORMATION CONTACT:** Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-4064, or (e-mail) [Luis.Rodriguez3@fema.dhs.gov](mailto:Luis.Rodriguez3@fema.dhs.gov).

**SUPPLEMENTARY INFORMATION:** The modified BFEs are not listed for each community in this interim rule. However, the address of the Chief Executive Officer of the community

where the modified BFE determinations are available for inspection is provided.

Any request for reconsideration must be based on knowledge of changed conditions or new scientific or technical data.

The modifications are made pursuant to section 201 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are in accordance with the National Flood Insurance Act of 1968, 42 U.S.C. 4001 *et seq.*, and with 44 CFR part 65.

For rating purposes, the currently effective community number is shown and must be used for all new policies and renewals.

The modified BFEs are the basis for the floodplain management measures that the community is required either to adopt or to show evidence of being already in effect in order to qualify or to remain qualified for participation in the National Flood Insurance Program (NFIP).

These modified BFEs, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that

the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own or pursuant to policies established by other Federal, State, or regional entities. The changes in BFEs are in accordance with 44 CFR 65.4.

*National Environmental Policy Act.* This interim rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. An environmental impact assessment has not been prepared.

*Regulatory Flexibility Act.* As flood elevation determinations are not within the scope of the Regulatory Flexibility Act, 5 U.S.C. 601–612, a regulatory flexibility analysis is not required.

*Regulatory Classification.* This interim rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

*Executive Order 13132, Federalism.* This interim rule involves no policies that have federalism implications under Executive Order 13132, Federalism.

*Executive Order 12988, Civil Justice Reform.* This interim rule meets the applicable standards of Executive Order 12988.

**List of Subjects in 44 CFR Part 65**

Flood insurance, Floodplains, Reporting and recordkeeping requirements.

Accordingly, 44 CFR part 65 is amended to read as follows:

**PART 65—[AMENDED]**

■ 1. The authority citation for part 65 continues to read as follows:

**Authority:** 42 U.S.C. 4001 *et seq.*; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

**§ 65.4 [Amended]**

■ 2. The tables published under the authority of § 65.4 are amended as follows:

State and county	Location and case No.	Date and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Arizona:					
Pima .....	City of Tucson (10–09–2016P).	July 22, 2011; July 29, 2011; <i>The Arizona Daily Star.</i>	The Honorable Robert E. Walkup, Mayor, City of Tucson, 255 West Alameda Street, Tucson, AZ 85701.	November 28, 2011 .....	040076
Pinal .....	Unincorporated areas of Pinal County (11–09–0945P).	July 15, 2011; July 22, 2011; <i>The Case Grande Dispatch.</i>	The Honorable Pete Rios, Chairman, Pinal County Board of Supervisors, P.O. Box 827, 31 North Pinal Street, Building A, Florence, AZ 85132.	November 21, 2011 .....	040077
Arkansas: Benton ....	City of Bentonville (11–06–0823P).	July 7, 2011; July 14, 2011; <i>The Benton County Daily Record.</i>	The Honorable Bob McCaslin, Mayor, City of Bentonville, 117 West Central Avenue, Bentonville, AR 72712.	November 11, 2011 .....	050012
California:					
Sacramento .....	City of Sacramento (11–09–2263P).	July 16, 2011; July 23, 2011; <i>The Sacramento Bee.</i>	The Honorable Kevin Johnson, Mayor, City of Sacramento, 915 I Street, 5th Floor, Mail Code 09100, Sacramento, CA 95814.	November 21, 2011 .....	060266
Sacramento .....	Unincorporated areas of Sacramento County (11–09–2263P).	July 16, 2011; July 23, 2011; <i>The Sacramento Bee.</i>	The Honorable Roberta MacGlashan, Chair, Sacramento County Board of Supervisors, 700 H Street, Suite 2450, Sacramento, CA 95814.	November 21, 2011 .....	060262
Ventura .....	City of Camarillo (11–09–0883P).	July 27, 2011; August 3, 2011; <i>The Ventura County Star.</i>	The Honorable Mike Morgan, Mayor, City of Camarillo, 601 Carmen Drive, Camarillo, CA 93010.	July 19, 2011 .....	065020
Ventura .....	Unincorporated areas of Ventura County (11–09–0883P).	July 27, 2011; August 3, 2011; <i>The Ventura County Star.</i>	The Honorable Linda Parks, Chair, Ventura County Board of Supervisors, 800 South Victoria Avenue, Ventura, CA 93009.	July 19, 2011 .....	060413
Colorado:					
Douglas .....	Unincorporated areas of Douglas County (11–08–0044P).	July 7, 2011; July 14, 2011; <i>The Douglas County News-Press.</i>	The Honorable Jill Repella, Chair, Douglas County Board of Commissioners, 100 3rd Street, Castle Rock, CO 80104.	June 30, 2011 .....	080049
Teller .....	City of Woodland Park (10–08–0932P).	July 13, 2011; July 20, 2011; <i>The Pikes Peak Courier View.</i>	The Honorable Steve Randolph, Mayor, City of Woodland Park, P.O. Box 9007, 220 West South Avenue, Woodland Park, CO 80863.	November 17, 2011 .....	080175
Teller .....	Unincorporated areas of Teller County (10–08–0932P).	July 13, 2011; July 20, 2011; <i>The Pikes Peak Courier View.</i>	The Honorable Jim Ignatius, Chairman, Teller County Board of Commissioners, P.O. Box 959, 112 North "A" Street, Cripple Creek, CO 80813.	November 17, 2011 .....	080173
Florida:					
Escambia .....	Unincorporated areas of Escambia County (11–04–2176P).	June 16, 2011; June 23, 2011; <i>The Pensacola News Journal.</i>	The Honorable Kevin White, Chairman, Escambia County Board of Commissioners, P.O. Box 1951, 221 Palafox Place, Suite 400, Pensacola, FL 32502.	June 9, 2011 .....	120080

State and county	Location and case No.	Date and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Marion .....	City of Ocala (11-04-2943P).	July 21, 2011; July 28, 2011; <i>The Star-Banner</i> .	The Honorable Randy Ewers, Mayor, City of Ocala, 151 Southeast Osceola Avenue, Ocala, FL 34471.	November 25, 2011 .....	120330
Volusia .....	Unincorporated areas of Volusia County (11-04-5578X).	August 1, 2011; August 8, 2011; <i>The Beacon</i> .	Mr. James Dinneen, Volusia County Manager, 123 West Indiana Avenue, DeLand, FL 32720.	December 6, 2011 .....	125155
Hawaii: Honolulu .....	City of Honolulu and Unincorporated areas of Honolulu County (10-09-3709P).	July 15, 2011; July 22, 2011; <i>The Honolulu Star-Advertiser</i> .	The Honorable Peter B. Carlisle, Mayor, City and County of Honolulu, 530 South King Street, Room 300, Honolulu, HI 96813.	November 21, 2011 .....	150001
Idaho: Teton .....	Unincorporated areas of Teton County (11-10-0678P).	August 11, 2011; August 18, 2011; <i>The Teton Valley News</i> .	The Honorable Kathryn Rinaldi, Chair, Teton County Board of Commissioners, Teton County Courthouse, 150 Courthouse Drive Driggs, ID 83422.	September 1, 2011 .....	160230
Iowa: Linn .....	City of Marion (11-07-1284P).	August 11, 2011; August 18, 2011; <i>The Marion Times</i> .	The Honorable Paul Rehn, Mayor, City of Marion, 2710 25th Avenue, Marion, IA 52302.	December 16, 2011 .....	190191
Montana: Missoula ..	Unincorporated areas of Missoula County (11-08-0184P).	July 28, 2011; August 4, 2011; <i>The Missoula Independent</i> .	The Honorable Jean Curtiss, Chairman, Missoula County Board of Commissioners, 200 West Broadway, Missoula, MT 59802.	December 2, 2011 .....	300048
New York: Suffolk ....	Town of Brookhaven (11-02-0892X).	January 25, 2011; February 1, 2011; <i>Newsday</i> .	The Honorable Mark Lesko, Supervisor, Town of Brookhaven, 1 Independence Hill, Farmingville, NY 11738.	July 18, 2011 .....	365334
North Carolina: Mecklenburg.	City of Charlotte (11-04-1802P).	July 6, 2011; July 13, 2011; <i>The Charlotte Observer</i> .	The Honorable Anthony R. Foxx, Mayor, City of Charlotte, 600 East 4th Street, Charlotte, NC 28202.	November 10, 2011 .....	370159
Ohio:					
Lake .....	Unincorporated areas of Lake County (11-05-2150P).	August 11, 2011; August 18, 2011; <i>The News-Herald</i> .	Mr. Raymond E. Sines, President, Lake County Board, 105 Main Street, Painesville, OH 44077.	December 16, 2011 .....	390771
Warren .....	City of Mason (11-05-2541P).	August 11, 2011; August 18, 2011; <i>The Pulse Journal</i> .	The Honorable Don Prince, Mayor, City of Mason, 6000 Mason Montgomery Road, Mason, OH 45040.	December 16, 2011 .....	390559
Warren .....	Unincorporated areas of Warren County (11-05-2541P).	August 11, 2011; August 18, 2011; <i>The Pulse Journal</i> .	Mr. David G. Young, Warren County Commissioner, 406 Justice Drive, Lebanon, OH 45036.	December 16, 2011 .....	390757
Oklahoma: Tulsa .....	City of Broken Arrow (10-06-0428P).	July 28, 2011; August 4, 2011; <i>The Tulsa Daily Commerce &amp; Legal News</i> .	The Honorable Mike Lester, Mayor, City of Broken Arrow, 220 South 1st Street, Broken Arrow, OK 74012.	July 21, 2011 .....	400236
Rhode Island: Washington.	Town of North Kingstown (11-01-1012P).	August 11, 2011; August 18, 2011; <i>The Standard Times</i> .	Mr. Michael Embury, Town of North Kingstown Manager, 80 Boston Neck Road, North Kingstown, RI 02852.	July 26, 2011 .....	445404
South Dakota: Fall River.	City of Hot Springs (11-08-0656P).	July 5, 2011; July 12, 2011; <i>The Hot Springs Star</i> .	The Honorable Don DeVries, Mayor, City of Hot Springs, 303 North River Street, Hot Springs, SD 57747.	November 9, 2011 .....	460027
Tennessee: Maury ...	City of Spring Hill (11-04-2516P).	July 28, 2011; August 4, 2011; <i>The Daily Herald</i> .	The Honorable Michael Dinwiddie, Mayor, City of Spring Hill, P.O. Box 789, 199 Town Center, Parkway Spring Hill, TN 37174.	August 22, 2011 .....	470278
Texas:					
Ellis .....	City of Midlothian (10-06-2706P).	May 4, 2011; May 11, 2011; <i>The Midlothian Mirror</i> .	The Honorable Boyce Whatley, Mayor, City of Midlothian, 104 West Avenue East, Midlothian, TX 76065.	May 31, 2011 .....	480801
Ellis .....	Unincorporated areas of Ellis County (10-06-2706P).	May 4, 2011; May 11, 2011; <i>The Waxahachie Daily Light</i> .	The Honorable Carol Bush, Ellis County Judge, 101 West Main Street, Waxahachie, TX 75165.	May 31, 2011 .....	480798
Rockwall .....	City of Rockwall (11-06-2878P).	July 15, 2011; July 22, 2011; <i>The Rockwall County News</i> .	The Honorable David Sweet, Mayor, City of Rockwall, 385 South Goliad Street, Rockwall, TX 75087.	November 21, 2011 .....	480547
Tarrant .....	City of Arlington (11-06-1155P).	July 21, 2011; July 28, 2011; <i>The Fort Worth Star-Telegram</i> .	The Honorable Dr. Robert Cluck, Mayor, City of Arlington, 101 West Abram Street, Arlington, TX 76004.	November 25, 2011 .....	485454
Tarrant .....	City of Fort Worth (10-06-2761P).	May 6, 2011; May 13, 2011; <i>The Fort Worth Star-Telegram</i> .	The Honorable Michael Moncrief, Mayor, City of Fort Worth, 1000 Throckmorton Street, Fort Worth, TX 76102.	September 12, 2011 .....	480596
Tarrant .....	City of Saginaw (10-06-2761P).	May 6, 2011; May 13, 2011; <i>The Fort Worth Star-Telegram</i> .	The Honorable Gary Brinkley, Mayor, City of Saginaw, 333 West McLeroy Boulevard, Saginaw, TX 76179.	September 12, 2011 .....	480610
Travis .....	City of Austin (11-06-3301P).	June 28, 2011; July 5, 2011; <i>The Austin American-Statesman</i> .	The Honorable Lee Leffingwell, Mayor, City of Austin, 301 West 2nd Street, 2nd Floor Austin, Texas 78701.	November 2, 2011 .....	480624

(Catalog of Federal Domestic Assistance No. 97.022, "Flood Insurance.")

Dated: September 13, 2011.

**Sandra K. Knight,**

*Deputy Associate Administrator for Mitigation, Department of Homeland Security, Federal Emergency Management Agency.*

[FR Doc. 2011-25157 Filed 9-29-11; 8:45 am]

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## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

**46 CFR Parts 1, 2, 4, 62, 111, 120, 129, 133, 401, and 402**

**49 CFR Parts 450, 451, 452, and 453**

[Docket No. USCG-2011-0618]

RIN 1625-AB77

### Shipping and Transportation; Technical, Organizational, and Conforming Amendments

**AGENCY:** Coast Guard, DHS.

**ACTION:** Final rule.

**SUMMARY:** This final rule makes non-substantive changes throughout Titles 46 and 49 of the Code of Federal Regulations. The purpose of this rule is to make conforming amendments and technical corrections to Coast Guard shipping and transportation regulations. This rule will have no substantive effect on the regulated public. These changes are provided to coincide with the annual recodification of Titles 46 and 49 on October 1, 2011.

**DATES:** This final rule is effective September 30, 2011.

**ADDRESSES:** Comments and material received from the public, as well as documents mentioned in this preamble as being available in the docket, are part of docket USCG-2011-0618 and are available for inspection or copying at the Docket Management Facility (M-30), U.S. Department of Transportation, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. You may also find this docket on the Internet by going to <http://www.regulations.gov>, inserting USCG-2011-0618 in the "Keyword" box, and then clicking "Search."

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this rule, call or e-mail Paul Crissy, Coast Guard; telephone 202-372-1093, e-mail [Paul.H.Crissy@uscg.mil](mailto:Paul.H.Crissy@uscg.mil). If you have

questions on viewing the docket, call Renee V. Wright, Program Manager, Docket Operations, telephone 202-366-9826.

### SUPPLEMENTARY INFORMATION:

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#### I. Regulatory History

We did not publish a notice of proposed rulemaking (NPRM) for this rule. Under 5 U.S.C. 553(b)(A) and (b)(B) the Coast Guard finds this rule is exempt from notice and comment rulemaking requirements because these changes involve rules of agency organization, procedure, or practice. In addition, good cause exists for not publishing an NPRM for all revisions in the rule because the revisions are all non-substantive changes. This rule consists only of corrections and editorial, organizational, and conforming amendments. These changes will have no substantive effect on the public. Under 5 U.S.C. 553(d)(3), the Coast Guard finds that, for the same reasons, good cause exists for making this rule effective upon publication in the **Federal Register**.

#### II. Background

Each year, the printed editions of Titles 46 and 49 of the Code of Federal Regulations are recodified on October 1. This rule, which becomes effective September 30, 2011, makes technical and editorial corrections throughout Titles 46 and 49. This rule does not create any substantive requirements.

#### III. Basis and Purpose

This rule amends 46 CFR 1.03-15 to change the addressee for appeals involving decisions or actions of the Director, Great Lakes Pilotage from CG-5 to CG-55 to better reflect the agency organization of the Coast Guard.

This rule amends 46 CFR 2.10-20 by changing the mailing address for payment of fees related to vessel inspections. We also reformatted the paragraph by creating separate

paragraphs broken down by type of fee, i.e., one subparagraph for payment of Certificate of Inspection and Certificate of Compliance fees and a second subparagraph for payment of Overseas Inspection fees. We then created subparagraphs broken down by method of payment, i.e., credit card, check by postal service, and check by overnight courier. This reformatting does not change any substantive requirements, but was done to make it easier to find the correct mailing address for the type of inspection and the method of payment.

This rule amends 46 CFR 4.05-1 so that it refers to § 160.204, the section for definitions, instead of referring to section 160.203, the section for exemptions.

This rule amends 46 CFR 62.35-5 to change the word "then" to "than" and to remove the reference to subparagraph (a) in the citation to § 62.35-35(a) as this subparagraph no longer exists.

This rule amends 46 CFR 111.79-9 by removing the reference to § 111.79-7, which no longer exists, and replacing it with §§ 111.79-1(d) and 111.79-3 where the requirements of former § 111.79-7 were moved by the Coast Guard's "Amendment to Electrical Engineering Requirements for Merchant Vessels" 61 FR 28260 (June 4, 1996).

This rule amends 46 CFR 120.312 by removing the reference to 46 CFR 111.10-11, which no longer exists.

This rule amends 46 CFR 129.510 to remove the reference to subpart 160.115 which does not exist, and put in its place subpart 160.151, which is the correct subpart related to inflatable liferafts.

This rule amends 46 CFR 133.135 to change the approval series number from 160.056 to 160.156, the correct approval series number. The 160.156 approval series number was published correctly in 1996 in the Coast Guard's "Lifesaving Equipment Rule" 61 FR 25272, at 25308, May 20, 1996, but was erroneously changed in the 2000 Coast Guard "Technical Amendment" 65 FR 58455, at 58463, September 29, 2000.

This rule amends 46 CFR 401.110 by replacing the reference to the Department of Transportation with the Department of Homeland Security in the definition of "Secretary" because the Coast Guard is no longer an agency of the Department of Transportation (DOT), and is now an agency of the Department of Homeland Security (DHS).

This rule amends 46 CFR 402.210 to correct a grammatical error by replacing the word "or" with the word "to".

This rule amends 49 CFR parts 450, 451, 452, and 453 to correct the